

08-04-08

1614 #  
CASE PC/4-32514A JFW

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August 1, 2008  
Date of Deposit

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

Art Unit: 1614

HOLMES ET AL.

Examiner: Meghan Finn

APPLICATION NO: 10/516,633 ✓

FILED: JANUARY 19, 2005

FOR: THE USE OF SUBSTITUTED CYANOPYRROLIDINES AND  
COMBINATION PREPARATIONS CONTAINING THEM FOR  
TREATING HYPERLIPIDEMIA AND ASSOCIATED DISEASES

**MS: Amendment**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

SUPPLEMENTAL RESPONSE TO RESTRICTION REQUIREMENT

Sir:


In response to the office communication dated June 11, 2008, for which the time to respond is July 11, 2008 with a time extension of one, applicants atherosclerosis as the single disease condition. Applicants believe this election should comply with the requirement for making the second election.

An extension of time for one to respond to the Office Action is respectfully requested. A petition for extension of time and the appropriate fee is being filed concurrently with this response. The Commissioner is authorized to charge any fees or credit any overpayment related to the filing of this Amendment to Account No. 19-0134 in the name of Novartis.

Applicants have addressed all of the issues raised in the outstanding office communication. Applicants respectfully request notice of allowance in its earliest convenience.

Respectfully submitted,

Novartis Pharmaceuticals Corp.  
Patents Pharma  
One Health Plaza, Building 104  
East Hanover, NJ 07936-1080  
(862) 778-7831

  
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Gregory D. Ferraro  
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Date: 8/1/08